

Richard B. Mazer SBN: 49632
Law Office of Richard B. Mazer
99 Divisadero St.
San Francisco, CA 94117
Tel: 415 621 4100

William L. Osterhoudt SBN 43021
Law Offices of William L. Osterhoudt
135 Belvedere Street
San Francisco, CA 94117
Tel (415) 664-4600
Fax: (415) 664-4691
Email Osterhoudt@aol.com

Attorneys for Defendant
Willie D. Johnson

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

WILLIE D. JOHNSON,

Petitioner,

v.

**RON DAVIS, Warden, San Quentin State
Prison,**

Respondent,

C 98-4043 SI

DEATH PENALTY CASE

**PETITION FOR AND WRIT OF
HABEAS CORPUS AD
TESTIFICANDUM**

AMENDED

Evidentiary Hearing Date: March 19, 2018

PETITION FOR WRIT OF HABEAS CORPUS AD TESTIFICANDUM

To the Honorable Susan Illston, United States District Judge of the United States District
Court for the Northern District of California:

Petitioner respectfully petitions the Court to issue a Writ of Habeas Corpus Ad
Testificandum for the prisoner Willie D. Johnson, whose place of custody and jailor are set forth
in the requested Writ, attached hereto, and your petitioner avers that the prisoner is required to

PETITION FOR AND WRIT OF HABEAS CORPUS AD TESTIFICANDUM

1 appear in the above-entitled matter in this Court March 19, 2018, at 8:30 a.m., and therefore
2 petitioner requests that this Court issue the Writ as presented.

3
4 This is a 28 U.S.C. section 2254 habeas corpus action filed in 1998, by California capital
5 inmate Willie Darnell Johnson, challenging his Contra Costa County conviction and death
6 sentence for first degree murder, attempted murder, and related offenses, with special
7 circumstances. The claim for which the March 19, 2018, evidentiary hearing is being held is
8 Petitioner's Claim I, that he is actually innocent of the offenses of which he was convicted in
9 1987. Petitioner's presence at that hearing is necessary to a fair determination of the issues at the
10 hearing. He is confined at San Quentin Prison, San Quentin, California.

11
12 Should the Court issue this Order, Ron Davis, Warden of San Quentin and/or the
13 California Department of Corrections or their agents are instructed to transport Willie D. Johnson
14 from San Quentin State Prison on or about March 19, 2018, at 8:30 a.m. and for the duration of
15 the hearing for access to the U.S. Courthouse/Federal Building, to United States District Court
16 for the Northern District of California, 450 Golden Gate Ave., Courtroom 1-17th Floor, San
17 Francisco, CA 94102, the Honorable Susan Illston, presiding.

18
19
20
21 Dated: March 14, 2018

Respectfully Submitted,

22
23 /s/
24 RICHARD B. MAZER
25 Attorney for Defendant,
26 WILLIE D. JOHNSON

27 /s/
28 WILLIAM L. OSTERHOUDT
Attorney for Defendant,
WILLIE D. JOHNSON

1 **THE PRESIDENT OF THE UNITED STATES OF AMERICA**

2
3 To: Ron Davis, Warden, San Quentin State Prison and/or the California Department of
4 Corrections and Rehabilitation

5 **GREETINGS**

6
7 WE COMMAND that on March 19, 2018, you have and produce the body of Willie
8 Darnell Johnson, in your custody in the above-referenced institution, before the United States
9 District Court in and before the Northern District of California, In the Courtroom of Judge
10 Illston, Courtroom 1 – 17th Floor, 450 Golden Gate Ave, San Francisco Ca 94102, so Willie
11 Darnel Johnson may then and there appear for a hearing in the above-captioned case at 8:30 a.m.
12 on March 19, 2018 and for the duration of the hearing.
13

14 WITNESS the Honorable Judge Susan Illston, United States District Judge of the United
15 States District Court for the Northern District of California.
16

17 Dated: March 14, 2018

18 CLERK
19 UNITED STATES DISTRICT COURT
20 NORTHERN DISTRICT OF CALIFORNIA

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22 _____
23 DEPUTY CLERK
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2
3 UNITED STATES DISTRICT COURT
4 NORTHERN DISTRICT OF CALIFORNIA
5 SAN FRANCISCO DIVISION
6

7 WILLIE D. JOHNSON,

8 Petitioner,

9
10 vs.

11 RON DAVIS, Warden, San Quentin State
12 Prison,

13 Respondent.
14

No. C 98-4043 SI

~~[PROPOSED]~~ ORDER DIRECTING
WARDEN RON DAVIS AND/OR THE
CALIFORNIA DEPARTMENT OF
CORRECTIONS TO PRODUCE SAN
QUENTIN INMATE WILLIE D.
JOHNSON TO THE UNITED STATES
DISTRICT COURT

15
16 GOOD CAUSE HAVING BEEN FOUND and upon application of Petitioner, Willie D.
17 Johnson, by and through his counsel, Richard B. Mazer and William L. Osterhoudt, made
18 pursuant to the United States Constitution and Title 28 U.S.C. section 2254,
19

20 IT IS HEREBY ORDERED that Ron Davis, Warden of San Quentin State Prison and/or
21 the California Department of Corrections and Rehabilitation transport and produce Mr. Johnson
22 to the United States Court for the Northern District of California, San Francisco, 450 Golden
23 Gate Avenue, Courtroom 1, 17th floor, San Francisco, California, the Honorable Susan Illston,
24 presiding on March 19, 2018 at 8:30 a.m. for the duration of the hearing.
25

26
27 DATED: 3/14/18
28



Honorable Susan Illston, United States District Judge